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January 13, 2012

EX PARTE PRESENTATION

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: Ex Parte Presentation in IB Docket No. 11-150, *DISH Network Corporation Files to Acquire Control of Licenses and Authorizations Held By New DBSD Satellite Services G.P., Debtor-in-Possession and TerreStar License Inc., Debtor-in-Possession*; IB Docket No. 11-149, *New DBSD Satellite Service G.P., Debtor-in-Possession, and TerreStar Licensee Inc., Debtor-in-Possession, Request for Rule Waivers and Modified Ancillary Terrestrial Component Authority*

Dear Ms. Dortch:

Pursuant to Section 1.1206 of the Commission's rules, 47 C.F.R. § 1.1206, DISH Network ("DISH") submits this letter summarizing a meeting on Wednesday, January 11, 2012 with Amy Levine, Senior Counsel and Legal Advisor to Chairman Julius Genachowski. Present at the meeting on behalf of DISH were Thomas Cullen, Executive Vice President; Stanton Dodge, Executive Vice President and General Counsel; and Jeffrey Blum, Senior Vice President and Deputy General Counsel.

During the meeting, we emphasized that timing is critical to DISH's ability to move forward with its planned nationwide wireless network. Indeed, the applications present the Commission with an opportunity to advance one of its highest priorities – expeditiously providing new sources of broadband competition. The regulatory flexibility sought by DISH is the best course to achieving the Commission's National Broadband Plan goals, and will promote competition, investment, and innovation. Moreover, DISH has made a number of substantial commitments to demonstrate that grant of the waivers will serve the public interest. Among other things, DISH has:

- Agreed to develop a reasonable, attainable terrestrial buildout schedule keyed to commercial availability of the LTE Advanced standard, and structured to be consistent with the buildout schedules approved as part of the Sprint/Nextel and Sprint/Clearwire transactions.

- Committed to providing substantial satellite service by continuing the commercial offering of the existing GENUS™ phone or a successor dual-mode device, and ensuring that sufficient satellite capacity is available to support a viable nationwide MSS offering.
- Committed to creating a technically integrated network in which all network traffic, whether terrestrial or satellite, is processed and handled by the same integrated network and support systems.

With respect to the buildout schedule, we discussed timelines for the development and testing of the Radio Access Network components necessary to support these bands as well as the development and integration of chipsets and consumer devices. We also discussed some of the details, including costs, of building a terrestrial network (*e.g.*, the number of towers it would take to provide mobile broadband service to various numbers of consumers over specific timeframes) and the importance of balancing the timing of these capital requirements with business plan requirements, so that DISH can successfully compete in the market over the long term.

DISH believes that the record demonstrates that expeditious approval will be a win for consumers, competition, and American jobs.

Respectfully submitted,

/s/ Alison A. Minea

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cc: Amy Levine